



NEWS

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ADMINISTRATIVE OFFICE OF THE COURTS
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SUMMARY OF CASES ACCEPTED DURING THE WEEK OF APRIL 10, 2000

[This news release is issued to inform the public and the press of cases that the Supreme Court has accepted and of their general subject matter. The description or descriptions set out below do not necessarily reflect the view of the court, or define the specific issues that will be addressed by the court.]

#00-41 Balasubramaniam v. County of Los Angeles, S086385. (B123069; 78 Cal.App.4th 286.) Petitions for review after the Court of Appeal affirmed in part and reversed in part the judgment in a civil action. The court ordered briefing deferred pending decision in Johnson v. City of Loma Linda, S074261 (#98-170), which concerns the application of collateral estoppel principles in a court action under the Fair Employment & Housing Act when the employee failed to have adverse findings, made in a local administrative grievance procedure, set aside in a timely administrative mandamus proceeding.

#00-42 People v. Bunn, S086128. (A084466.) Unpublished opinion. Petition for review after the Court of Appeal reversed an order dismissing criminal charges.

#00-43 People v. King, S085942. (C030038.) Unpublished opinion. Petition for review after the Court of Appeal affirmed an order denying a motion to reinstate a criminal complaint.

(over)

Bunn and King both concern whether it violates the doctrine of separation of powers for the People to charge a crime after an amendment extending the statute of limitations when the same charges previously were dismissed as untimely in a court decision that is now final.

#00-44 Guinness Peat Group v. Gould, S086444. (D031016.) Unpublished opinion. Petition for review after the Court of Appeal affirmed an order in a civil action. The court ordered briefing deferred pending decision in PLCM Group, Inc. v. Drexler, S080201 (#99-122) which concerns whether a corporation that has been represented by salaried, in-house counsel may recover attorney fees under Civil Code section 1717 and, if so, how such fees are calculated.

#00-45 People v. Shroff, S086060. (D032479, D032495; 77 Cal.App.4th 663.) Petitions for review after the Court of Appeal reversed orders expunging criminal convictions. The court ordered briefing deferred pending decision in People v. Ansell, S079744 (see #99-116), which concerns whether application of newly adopted prohibitions on the issuance of certificates of rehabilitation to individuals whose crimes predate the amendments violates constitutional protections against ex post facto legislation.

#00-46 People v. Valentine, S078564. (B119774; 77 Cal.App.4th 301.) Petition for review after the Court of Appeal affirmed a judgment of conviction of criminal offenses. The court ordered briefing deferred pending decision in People v. Epps, S082110 (see #99-178), which presents issues stemming from denial of the defendant's request for jury trial on prior conviction allegations.

STATUS

#99-178 People v. Epps, S082110. The court ordered briefing be expanded to include the issue of the effect of the 1997 amendments to Penal Code section 1025 on appellant's right to a jury trial on prior conviction allegations.

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